



93RD GENERAL ASSEMBLY

State of Illinois

2003 and 2004

Introduced 02/09/04, by Lou Lang

SYNOPSIS AS INTRODUCED:

105 ILCS 5/2-3.11	from Ch. 122, par. 2-3.11
105 ILCS 5/2-3.11b	from Ch. 122, par. 2-3.11b
105 ILCS 5/2-3.11c	
105 ILCS 5/2-3.103	from Ch. 122, par. 2-3.103
105 ILCS 5/10-22.40	from Ch. 122, par. 10-22.40
105 ILCS 5/2-3.10 rep.	

Amends the School Code. Provides that in the State Board of Education's latch key report, the Board shall report the total number of pupils participating in before and after school programs (instead of the number participating by school district). Provides that the Board's teacher supply and demand report shall be made every 3 years on or before February 1 (instead of annually on or before January 1). Removes a provision that requires the Board to conduct a school district salary and benefits survey covering each district's educational support personnel. Removes a provision that requires interscholastic athletic associations to submit an annual report to the Board dealing with trends in female participation in athletic competition. Repeals a Section requiring the Board to visit charitable educational institutions. Effective immediately.

LRB093 16010 NHT 41634 b

FISCAL NOTE ACT
MAY APPLY

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Sections
5 2-3.11, 2-3.11b, 2-3.11c, 2-3.103, and 10-22.40 as follows:

6 (105 ILCS 5/2-3.11) (from Ch. 122, par. 2-3.11)

7 Sec. 2-3.11. Report to Governor and General Assembly. To
8 report to the Governor and General Assembly annually on or
9 before January 14 the condition of the schools of the State for
10 the preceding year, ending on June 30.

11 Such annual report shall contain reports of the State
12 Teacher Certification Board; ~~the schools of the State~~
13 ~~charitable institutions;~~ reports on driver education, special
14 education, and transportation; and for such year the annual
15 statistical reports of the State Board of Education, including
16 the number and kinds of school districts; number of school
17 attendance centers; number of men and women teachers;
18 enrollment by grades; total enrollment; total days attendance;
19 total days absence; average daily attendance; number of
20 elementary and secondary school graduates; assessed valuation;
21 tax levies and tax rates for various purposes; amount of
22 teachers' orders, anticipation warrants, and bonds
23 outstanding; and number of men and women teachers and total
24 enrollment of private schools. The report shall give for all
25 school districts receipts from all sources and expenditures for
26 all purposes for each fund; the total operating expense and the
27 per capita cost; federal and state aids and reimbursements; new
28 school buildings, and recognized schools; together with such
29 other information and suggestions as the State Board of
30 Education may deem important in relation to the schools and
31 school laws and the means of promoting education throughout the
32 state.

1 (Source: P.A. 84-1308; 84-1424.)

2 (105 ILCS 5/2-3.11b) (from Ch. 122, par. 2-3.11b)

3 Sec. 2-3.11b. Latch key reports. To report to the General
4 Assembly and Governor annually on or before January 14, the
5 following information for the preceding year ending on June 30:
6 the general nature and manner of operation of before and after
7 school programs conducted for pupils by the public schools in
8 the several school districts of the State; a brief description
9 of the types of programs offered and the most common age and
10 grade range of pupil benefited thereby; the source and
11 sufficiency of the funding available to and used by school
12 districts to conduct and operate such programs; the number of
13 pupils participating, ~~by school district,~~ in before and after
14 school programs ~~offered by each such district;~~ and the number
15 of certified employees, the number of uncertified employees and
16 the number of independent contractors used by districts ~~each~~
17 ~~such district~~ to conduct and operate its before and after
18 school programs.

19 (Source: P.A. 84-1419.)

20 (105 ILCS 5/2-3.11c)

21 Sec. 2-3.11c. Teacher supply and demand report. To report
22 every 3 years ~~annually,~~ on or before February ~~January~~ 1, on the
23 relative supply and demand for education staff of the public
24 schools to the Governor, to the General Assembly, and to
25 institutions of higher education that prepare teachers,
26 administrators, school service personnel, other certificated
27 individuals, and other professionals employed by school
28 districts or joint agreements. The report shall contain the
29 following information:

30 (1) the relative supply and demand for teachers,
31 administrators, and other certificated and
32 non-certificated personnel by field, content area, and
33 levels;

34 (2) State and regional analyses of fields, content

1 areas, and levels with an over-supply or under-supply of
2 educators; and

3 (3) projections of likely high demand and low demand
4 for educators, in a manner sufficient to advise the public,
5 individuals, and institutions regarding career
6 opportunities in education.

7 (Source: P.A. 91-102, eff. 7-12-99.)

8 (105 ILCS 5/2-3.103) (from Ch. 122, par. 2-3.103)

9 Sec. 2-3.103. Salary and benefit survey. For each school
10 year commencing on or after January 1, 1992, the State Board of
11 Education shall conduct, in each school district, a school
12 district salary and benefits survey covering the district's
13 certificated ~~and educational support~~ personnel.

14 A survey form shall be developed and furnished by the State
15 Board of Education to each school district within 30 days after
16 the commencement of the school year covered by the survey, and
17 each school district shall complete and return the survey form
18 to the State Board of Education within the succeeding 30 day
19 period.

20 The State Board of Education shall compile, by April 30 of
21 the school year covered by the survey, a statewide salary and
22 benefit survey report based upon the survey forms completed and
23 returned for that school year by the individual school
24 districts as required by this Section, and shall make the
25 survey report available to all school districts and to all
26 "employee organizations" as defined in Section 2 of the
27 Illinois Educational Labor Relations Act.

28 The data required to be reported by each school district on
29 the salary and benefits survey form developed and furnished
30 under this Section for the school year covered by the survey
31 shall include, but shall not be limited to, the following:

32 (1) the district's estimated fall enrollment;

33 (2) with respect to ~~both~~ its certificated ~~and~~
34 ~~educational support personnel~~ employees:

35 (A) whether the district has a salary schedule,

1 salary policy but no salary schedule, or no salary
2 policy and no salary schedule;

3 (B) when each such salary schedule or policy of the
4 district was or will be adopted;

5 (C) whether there is a negotiated agreement
6 between the school board and any teacher,~~educational~~
7 ~~support personnel or other employee~~ organization and,
8 if so, the affiliation of the local of such
9 organization, together with the month and year of
10 expiration of the negotiated agreement and whether it
11 contains a fair share provision; and if there is no
12 such negotiated agreement but the district does have a
13 salary schedule or policy, a brief explanation of the
14 manner in which each such salary schedule or policy was
15 developed prior to its adoption by the school board,
16 including a statement of whether any meetings between
17 the school board and the superintendent leading up to
18 adoption of the salary schedule or policy were based
19 upon, or were conducted without any discussions
20 between the superintendent and the affected teachers,
21 ~~educational support personnel or other employees;~~

22 (D) whether the district's salary program,
23 policies or provisions are based upon merit or
24 performance evaluation of individual teachers,
25 ~~educational support personnel or other employees,~~ and
26 whether they include: severance pay provisions; early
27 retirement incentives; sick leave bank provisions;
28 sick leave accumulation provisions and, if so, to how
29 many days; personal, business or emergency leave with
30 pay and, if so, the number of days; or direct
31 reimbursement in whole or in part for expenses, such as
32 tuition and materials, incurred in acquiring
33 additional college credit;

34 (E) whether school board paid or tax sheltered
35 retirement contributions are included in any existing
36 salary schedule or policy of the school district; what

1 percent (if any) of the salary of each different
2 certified ~~and educational support personnel~~ employee
3 classification (using the employee salary which
4 reflects the highest regularly scheduled step in that
5 classification on the salary schedule or policy of the
6 district) is school board paid to an employee
7 retirement system; the highest scheduled salary and
8 the level of education or training required to reach
9 the highest scheduled salary in each certified ~~and~~
10 ~~educational support personnel~~ employee classification;
11 using annual salaries from the school board's salary
12 schedule or policy for each certified ~~and educational~~
13 ~~support personnel~~ employee classification (and
14 excluding from such salaries items of individual
15 compensation resulting from extra-curricular duties,
16 employment beyond the regular school year and
17 longevity service pay, but including additional
18 compensation such as grants and cost of living bonuses
19 that are received by all employees in a classification
20 or by all employees in a classification who are at the
21 maximum experience level), the beginning, maximum and
22 specified intermediate salaries reported to an
23 employee retirement system (including school board
24 paid or tax sheltered retirement contributions, but
25 excluding fringe benefits) for each educational or
26 training category within each certified ~~and~~
27 ~~educational support personnel~~ employee classification;
28 and the completed years of experience required to reach
29 such maximum regularly scheduled and highest scheduled
30 salaries;

31 (F) whether the school district provides longevity
32 pay beyond the last annual regular salary increase
33 available under the district's salary schedule or
34 policy; and if so, the maximum earnings with longevity
35 for each ~~educational or training~~ category specified by
36 the State Board of Education in its survey form (based

1 on salary reported to an employee's retirement system,
2 including school board paid and tax sheltered
3 retirement contributions, but excluding fringe
4 benefits, and with maximum longevity step numbers and
5 completed years of experience computed as provided in
6 the survey form);

7 (G) for each dental, disability, hospitalization,
8 life, prescription or vision insurance plan, cafeteria
9 plan or other fringe benefit plan sponsored by the
10 school board: (i) a statement of whether such plan is
11 available to full time teachers or other certificated
12 personnel covered by a district salary schedule or
13 policy, ~~whether such plan is available to full time~~
14 ~~educational support personnel covered by a district~~
15 ~~salary schedule or policy,~~ and whether all full time
16 employees to whom coverage under such plan is available
17 are entitled to receive the same benefits under that
18 plan; and (ii) the total annual cost of coverage under
19 that plan for a covered full time employee who is at
20 the highest regularly scheduled step on the salary
21 schedule or policy of the district applicable to such
22 employee, the percent of that total annual cost paid by
23 the school board, the total annual cost of coverage
24 under that plan for the family of that employee, and
25 the percent of that total annual cost for family
26 coverage paid by the school board.

27 In addition, each school district shall attach to the
28 completed survey form which it returns to the State Board of
29 Education as required by this Section a copy of each salary
30 schedule, salary policy and negotiated agreement which is
31 identified or otherwise referred to in the completed survey
32 form.

33 (Source: P.A. 87-547; 87-895.)

34 (105 ILCS 5/10-22.40) (from Ch. 122, par. 10-22.40)

35 Sec. 10-22.40. Membership dues. To pay State and national

1 association membership dues to school associations which
2 benefit students by participation or accreditation. Any
3 association subject to Article 23 of this Act must be in
4 current compliance with the reporting requirements of Section
5 23-6 in order to qualify as a recipient of membership dues
6 under this Section. No dues may be paid to any association
7 which has as one of its purposes providing for athletic and
8 other competition among schools and students unless that
9 association:

10 A. permits a post audit by the Auditor General under the
11 Illinois State Auditing Act;

12 B. (blank); and ~~submits an annual report to the State Board~~
13 ~~of Education dealing with trends in female participation in~~
14 ~~athletic competition, including the numbers of female and male~~
15 ~~participants from each member school and details on programs by~~
16 ~~the association to increase female participation; and~~

17 C. is either subject to, or voluntarily complies with, the
18 public access provisions set forth for State agencies in
19 Sections 3 and 4 of The State Records Act.

20 (Source: P.A. 84-1308.)

21 (105 ILCS 5/2-3.10 rep.)

22 Section 10. The School Code is amended by repealing Section
23 2-3.10.

24 Section 99. Effective date. This Act takes effect upon
25 becoming law.